



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Yoshinori SHIBATA *et al.*

APPLICATION NO.: 09/350,297

FILED: JULY 9, 1999

FOR: **BATTERY POWERED TABLE SAWS**

EXAMINER: Maurina T.  
Rachuba

ART UNIT: 3723

CONF. NO: 7865

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Makita Corporation, Assignee of

- ☐ an undivided share of the entire right, title, and interest
- ☒ the entire right, title and interest

in the above-identified patent application by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 010111, Frame 0267, on July 9, 1999, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 USC §154 to §156 and §173, as presently shortened by any terminal disclaimer, of

U.S. Design Patent No. 415,942; and  
U.S. Design Patent No. 420,369

In making this Disclaimer, Assignee does not concede or agree that any of the pending claims is obvious over any claim in the patents listed above. Rather, this Disclaimer is made only for expediency in the examination of the application.

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Certificate of Mailing

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 29, 2004  
Date of Deposit

Debbie Gilbert  
Debbie Gilbert

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC §154 to §156 and §173 of the above-listed patents and/or applications, as presently shortened by any terminal disclaimer, in the event that said patent(s)/application(s) later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

1. Certification under 37 CFR §3.73(b)

I, the undersigned, am empowered to act on behalf of the Assignee. The evidentiary documents referred to above have been reviewed by the undersigned and it is certified that to the best of my knowledge and belief, title is in the Assignee seeking to take action.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. Fee Payment

A check for \$110.00 (large entity) is enclosed covering the Terminal Disclaimer fee under 37 CFR 1.20.

Dated: 9/28/04

Respectfully submitted,

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